

BILL NO. **90-6**

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

(AS AMENDED)

BILL NO. 90-6 (AS AMENDED)

Introduced by Council Members Parrott, Risacher, and Wilson

Legislative Day No. 90-6 Date February 20, 1990

AN ACT to repeal and reenact, with amendments, Subsection C(4) of Section 267-53, Specific Standards, of Article VIII, Special Exceptions, of Part 1, Standards, of Chapter 267, Zoning, of the Harford County Code, as amended; to allow day-care centers in certain industrial zoning districts under certain conditions; and generally relating to day-care centers.

By the Council, February 20, 1990

Introduced, read first time, ordered posted and public hearing scheduled

on: March 20, 1990

at: 7:30 P.M.

By Order: _____, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on March 20, 1990, and concluded on, April 10, 1990

Doris Poulsen, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. **90-6**

(AS AMENDED)

SECTION 1. Be It Enacted By The County Council of Harford County, Maryland, that Subsection C(4) of Section 267-53, Specific Standards, of Article VIII, Special Exceptions, of Part 1, Standards, of Chapter 267, Zoning, of the Harford County Code, as amended, be, and it is hereby, repealed and reenacted with amendments, all to read as follows:

CHAPTER 267. Zoning.

PART 1. Standards.

ARTICLE VIII. Special Exceptions.

SECTION 267-53. Specific Standards.

C. Institutional Uses.

(4) Day-care centers.

(a) These uses may be granted in the AG, RR, R, R1, R2, R3, R4 AND VR Districts, provided that:

[(a)] (i) A minimum parcel area of one-half (1/2) acre is established.

[(b)] (ii) Access to the facility shall be from an arterial or collector road, with all outdoor play areas located in a solid-fenced or screened area in the rear of the building.

[(c)] (iii) The operation may be conducted in a previously existing structure, or, if a new structure is constructed, the architecture of the building shall be harmonious with other architecture within the neighborhood.

[(d)] (iv) If the operator of a day care center operated in a church, private school, or public school has obtained a zoning certificate under the provisions of Section 267-26 D.(12)

of this Chapter, the day care center is exempt from the requirements of this paragraph (4).

(b) THESE USES MAY BE GRANTED IN THE CI, GI, AND ORI DISTRICTS, PROVIDED THAT:

(i) ACCESS TO THE FACILITY SHALL BE FROM A PUBLIC ROAD;

(ii) IN ORDER TO MINIMIZE CHILDREN'S EXPOSURE TO NOISE AND OTHER EMISSIONS FROM ROADS, PARKING AREAS, AND INDUSTRIAL ACTIVITIES, THE FACILITY'S OUTDOOR PLAY AREA SHALL BE FENCED AND SHALL BE SCREENED WITH A COMBINATION OF EVERGREEN AND DECIDUOUS TREES THAT ARE AT LEAST 6 FEET HIGH; AND

(iii) BEFORE OPENING THE FACILITY, ITS OPERATOR SHALL FILE EMERGENCY EVACUATION AND SHELTERING PLANS FOR THE FACILITY WITH THE EMERGENCY OPERATIONS DIVISION AND THE 3 CLOSEST VOLUNTEER FIRE AND AMBULANCE COMPANIES; AND

(iv) THE BOARD MAY DENY AN APPLICATION IF THE PROPOSED FACILITY WOULD BE LOCATED NEAR AN INDUSTRIAL USE THAT CONSTITUTES A POTENTIAL HAZARD TO THE CHILDREN IN THE FACILITY.

Section 2. And Be It Further Enacted, that this Act shall take effect 60 calendar days from the date it becomes law.

EFFECTIVE: June 25, 1990

Table I:
Principal Permitted Uses for Specific Zoning Districts:

[Amended by Bill No. 85-19]

90-6
(AS AMENDED)
Institutional

Use Classification	Zoning Districts																
Institutional	AG	R	RR	R1	R2	R3	R4	RO	VR	VB	B1	B2	B3	CI	GI	ORI	
Cemeteries, memorial gardens and crematories	SE	SE	SE	SE	SE	SE	SE		SE	SE	SE	SE	SE	SE			
Civic service clubs and fraternal organizations	SE	SE	SE	SE	SE	SE	SE	SE	SE	P	P	P	P	P			
Community centers or assembly halls	SE	SE	SE	SE	SE	SE	SE	SE	SE	P	P	P	P	P			
Day-care centers	SE	SE	SE	SE	SE	SE	SE	P	SE	P	P	P	P	SE	SE	SE	
Fire stations	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	
Fire stations, with assembly hall	SE	SE	SE	SE	SE	SE	SE		SE	P	P	P	P	P			
Hospitals					SE	SE	SE	SE	SE	P	P	P	P	P			
Houses of worship	P	P	P	P	P	P	P	P	P	P	P	P	P	P		P	
Libraries	P	P	P	P	P	P	P	P	P	P	P	P	P	P		P	
Parks; recreation areas, centers and facilities	P	P	P	P	P	P	P	P	P	P	P	P	P	P			
Prisons													P	P		P	
Schools, colleges and universities	SE	SE	SE	SE	SE	SE	SE	SE	SE	SE	SE	SE	SE	SE			

KEY:
SE indicates permitted by special exception

KEY:

P indicates permitted subject to applicable code requirements.

SO indicates permitted subject to special-development regulations, pursuant to Article VII.

SE indicates permitted subject to special-exception regulations, pursuant to Article VIII.

T indicates permitted subject to temporary-use regulations, pursuant to § 267-27.

A blank cell indicates that the use is not permitted.

90-6
(AS AMENDED)

90-6

(As Amended)

BY THE COUNCIL

BILL NO. 90-6 AS AMENDED

Read the third time.

Passed LSD 90-12 (April 17, 1990)

Failed of Passage

By Order


Doris Poulsen, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 18th day of April, 1990
at 3:00 o'clock P.M.

Doris Poulsen, Secretary

APPROVED:

BY THE EXECUTIVE


[Signature]
County Executive

Date 4-24-90

BY THE COUNCIL

This Bill, (No. 90-6 As Amended), having been approved by the
Executive and returned to the Council, becomes law on April 24, 1990.

Doris Poulsen, Secretary

EFFECTIVE DATE: June 25, 1990

90-6

(As Amended)